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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Baldwin et al.	October 15, 2010
Serial No.:	10/597,154	Group Art No. 1625
Filed:	July 13, 2006	Examiner: Celia C. Chang
For:	INDOLE DERIVATIVES AND USE THEREOF OF KINASE INHIBITORS IN PARTICULAR IKK2 INHIBITORS	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Petitioner, SmithKline Beecham Corporation, a company incorporated in the State of Pennsylvania, USA, whose registered office is at One Franklin Plaza, P.O. Box 7929, Philadelphia, PA, 19101, USA, represents that it is the assignee of all title and interest in United States Patent Application Serial Number 10/597,154, filed on July 13, 2006, for "INDOLE DERIVATIVES AND USE THEREOF OF KINASE INHIBITORS IN PARTICULAR IKK2 INHIBITORS". The present U.S. application is the §371 national stage entry of PCT/GB05/00085, filed January 13, 2005, and claims priority therefrom by virtue of assignment in said United States Patent Application Serial No. 10/597,154, being duly recorded at Reel 017928 Frame 0031 in the United States Patent and Trademark Office on July 13, 2006; and at all times is the only assignee of USSN 10/597,154, filed on July 13, 2006, for "INDOLE DERIVATIVES AND USE THEREOF OF KINASE INHIBITORS IN PARTICULAR IKK2 INHIBITORS."

Petitioner submits that the evidentiary documents have been reviewed and certify to the best of its knowledge and belief that title is in the Petitioner seeking to take this action.

Petitioner, SmithKline Beecham Corporation, hereby disclaims except as provided below, the terminal part of any patent granted on the above-identified application USSN 10/597,154, which would extend beyond the expiration date of the full statutory term defined in 35 USC §154 and §156 of U.S. Appn. Nos. 11/575,416 (Attorney Docket No. PU61051) and 11/931,189 (Attorney Docket No. PU61432), and if a patent is granted on U.S. Appn. Nos. 11/575,416 and

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11/931,189, Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that it and any patent granted on U.S. Appn. Nos. 11/575,416 and 11/931,189, are commonly owned. This agreement shall run with any patent granted on the above-identified application and shall be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term defined in 35 USC §154, and of the term as presently shortened by an terminal disclaimer granted on U.S. Appn. Nos. 11/575,416 and 11/931,189 in the event that said patent granted on U.S. Appn. Nos. 11/575,416 and 11/931,189, later expires for failure to pay a maintenance fee, is held unenforceable or is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims cancelled by reexamination certificate, or is deemed not to provide the rights conveyed by 35 USC §154 prior to expiration of its full statutory term, except for the separation of legal title as stated above.

This disclaimer shall not be effective against any patent term extensions obtained under 35 U.S.C. §156 for any patent granted on the above-identified application.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), please charge the required fee of **\$130.00** to Deposit Account No. 19-2570. Please charge any additional fees under 37 C.F.R. § 1.16 or § 1.17 which may be required by this paper, or credit any overpayment to Deposit Account No. 19-2570. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted

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